

OFFICE

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Michael Gauselmann

Serial No: 09/491,779

Art Unit: 3711

Filing Date: January 26, 2000

Title: METHOD FOR OPERATING A COIN ACTUATED ENTERTAINMENT AUTOMAT

Examiner: Dolores R. Collins

April 4, 2003

Attorney's Docket No.: ADP231A9

PRELIMINARY AMENDMENT
REQUEST FOR RECONSIDERATION

Box AF

Hon. Commissioner of Patents and Trademarks
Washington, D.C. 20231

SIR:

This is in response to the Final Rejection mailed on December 31, 2002 and setting a shortened statutory period for response of three months to expire on March 31, 2003.

It is believed that the Final Rejection was mailed in error, since the applicant had mailed an amendment with new claim 9, which was apparently received on December 27, 2002. Applicant submits that claim 9 should not have been rejected finally, since claim 9 was acted on for the first time on December 31, 2002. Applicant requests that the Finality of the Office Action of December 31, 2002 be withdrawn.

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The Applicant herewith petitions the Commissioner of Patents and Trademarks to extend the time for response to the Office Action dated December 31, 2002 as necessary.

The Commissioner is hereby authorized to charge any additional fees which may be required to Acct. No. 11-0224. Applicant further respectfully requests that this response be accepted as a bona fide effort to meet any potential response requirements outstanding and due in the above captioned matter.

Please amend the application as follows: